



## TOWN OF ROCKY HILL MEETING – ACTIONS TAKEN

|                                    |                         |
|------------------------------------|-------------------------|
| NAME OF PUBLIC BOARD OR COMMISSION | Zoning Board of Appeals |
| DATE OF MEETING                    | July 21, 2015           |
| PERSON PREPARING                   | Jo-Anne Booth           |

### MEMBERS PRESENT

|                                |  |
|--------------------------------|--|
| 1. James Reilly, Chairman      | 2. Phil Benoit, Secretary  |
| 3. Greg Faulkner, Commissioner | 4. Chris Incarvito, Commissioner   |
| 5. William Tangney (Alternate) | 6. Also present: Kimberley Ricci<br>(Town Planner/ZEO/Special Constable) |
| 7.                             | 8.   |
| 9.                             | 10.  |

### MEMBERS ABSENT

|                              |                              |
|------------------------------|------------------------------|
| 1. Joe Coelho, Vice Chairman | 2. Jason Bates, Commissioner |
|------------------------------|------------------------------|

1<sup>st</sup> ACTION      ☒ Passed      ☐ Failed      ☐ Tabled

A MOTION was made by Commissioner Incarvito to take a ten minute recess at 7:20 p.m. The motion was seconded by Commissioner Benoit. All were in favor, MOTION CARRIED UNANIMOUSLY.

2<sup>nd</sup> ACTION      ☒ Passed      ☐ Failed      ☐ Tabled

A MOTION was made by Commissioner Incarvito to come out of recess at 7:30 p.m. The motion was seconded by Commissioner Faulkner. All were in favor, MOTION CARRIED UNANIMOUSLY.

3<sup>rd</sup> ACTION      ☒ Passed      ☐ Failed      ☐ Tabled

A MOTION was made by Commissioner Faulkner to dismiss **Appeal 2015-2 (SecureCare Options, LLC, 60 West Street, Rocky Hill, CT)** and **Appeal 2015-3 (SecureCare Realty LLC, 60 West Street, Rocky Hill, CT)** on the basis that the Zoning Board of Appeals doesn't have jurisdiction to hear these appeals. This is based on Counsel's opinion and Connecticut General Statutes, Sec. 8-7 (Appeals to Board), which requires that the appeal be rendered within thirty days of a Cease and Desist Order or if the Order is void ab initio. The motion was seconded by Commissioner Benoit. Four were in favor (Reilly, Benoit, Faulkner and Incarvito). MOTION CARRIED UNANIMOUSLY (by those voting).

4<sup>th</sup> ACTION      ☒ Passed      ☐ Failed      ☐ Tabled

A MOTION was made by Commissioner Benoit to approve the Minutes of the June 16, 2015 meeting of the Zoning Board of Appeals. The motion was seconded by Commissioner Faulkner. All were in favor, MOTION CARRIED UNANIMOUSLY.

5<sup>th</sup> ACTION      ☒ Passed      ☐ Failed      ☐ Tabled

A MOTION was made by Commissioner Faulkner to adjourn the meeting at 8:15 p.m. The motion was seconded by Commissioner Benoit. All were in favor, MOTION CARRIED UNANIMOUSLY.

**DRAFT MEETING MINUTES TO BE AVAILABLE WITHIN SEVEN CALENDAR DAYS FOR  
REGULAR MEETINGS AND WITHIN SEVEN WORKDAYS FOR SPECIAL MEETINGS.**